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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/531,970	04/20/2005	Brett John Clarebrough	P/3653-11	5809

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OSTROLENK FABER GERB & SOFFEN
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NEW YORK, NY 100368403

EXAMINER

VANAMAN, FRANK BENNETT

ART UNIT	PAPER NUMBER
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3618

MAIL DATE	DELIVERY MODE
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05/08/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/531,970

Applicant(s)

CLAREBROUGH ET AL.

Examiner

Frank Vanaman

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 22 January 2007.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-10 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-10 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 20 April 2005 is/are: a) ☐ accepted or b) ☒ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
- 1) ☒ Certified copies of the priority documents have been received.
 - 2) ☐ Certified copies of the priority documents have been received in Application No. _____.
 - 3) ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date 4/20/05.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: _____.

Status Inquiry

1. Applicant's Status Inquiry Letter, filed January 22, 2007, is acknowledged. The application is pending in the Office. An Office action on the merits follows.

Drawings

2. Figure 1 should be designated by a legend such as --Prior Art-- because only that which is old is illustrated as described in the specification. See MPEP § 608.02(g).
3. The drawings are objected to under 37 CFR 1.83(a). The drawings must show every feature of the invention specified in the claims. Therefore, the golf buggy with chassis having a pair of suspension assemblies and a pair of wheels (e.g., see claim 7) must be shown or the feature(s) canceled from the claim(s). No new matter should be entered.
4. Corrected drawing sheets in compliance with 37 CFR 1.121(d) are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. The figure or figure number of an amended drawing should not be labeled as "amended." If a drawing figure is to be canceled, the appropriate figure must be removed from the replacement sheet, and where necessary, the remaining figures must be renumbered and appropriate changes made to the brief description of the several views of the drawings for consistency. Additional replacement sheets may be necessary to show the renumbering of the remaining figures. Each drawing sheet submitted after the filing date of an application must be labeled in the top margin as either "Replacement Sheet" or "New Sheet" pursuant to 37 CFR 1.121(d). If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

Claim Rejections - 35 USC § 112

5. Claim 5 is rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. In claim 5, line 3, it is no clear what attributes and/or

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characteristics associated with the term "conventional" are and are not included in the recitation.

Claim Rejections - 35 USC § 102

6. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

7. Claims 1-4 are rejected under 35 U.S.C. 102(b) as being anticipated by Stoddard (US 2,687,894). Stoddard teaches a golf buggy with a wheel mounting arrangement for a pair of wheels (53, 55), including a chassis mount (22, 24) for connection to the chassis (10), a wheel mount (46, 47, 48, 50, 52) for supporting the wheel (53), a suspension linkage (61) including a spring (66) and having a plurality of scissor links (see at intersection of 50, 47-48; 50, 60) supporting relative movement of the wheel mount (e.g., portions 50, 52) and chassis mount under the influence of the resilient spring, the chassis mount and scissor links including a mount arm (61) with a hinge arrangement (intersection of 50/60), at the distal end of the mount arm (61), the wheel mount including an arm (portion 50) extending from the hinge arrangement to the mount (e.g., at 46, 47, 48).

8. Claims 1, 2 and 5-10 are rejected under 35 U.S.C. 102(b) as being anticipated by Hauer (US 4,911,465). Hauer teaches a golf buggy having a wheel mounting arrangement for a plurality of wheels (75), including a chassis mount (proximate 58, 64), arranged to mount the assembly to the buggy, with a spigot mounting arm portion (55) which can be inserted in a wheel mounting tube (54), a wheel mount (67) which supports a wheel (75) with a suspension linkage (62) and wheel mount arm (63), extending between the chassis and wheel mounts, and including a resilient spring element (66), the linkage extending between the chassis mount and the wheel mount; the arrangement being provided with hinging arrangement including hinged scissor link elements (e.g., 58, 69, 77/76; 78/76), one provided at a laterally distal end of the mount arm (58 at the end of 54), the link elements allowing relative movement of the wheel

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mount with respect to the chassis mount, the wheel mount having a sleeve (68) adapted to accommodate a stub axle (70), which rotatably supports the wheel, the wheel mount arm extending between one portion of the hinge arrangement (e.g., intersection of 76/77) and the wheel mount (67).

Conclusion

9. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Mannix (US 3,390,795), Zagwyn (US 3,556,547), Chen (US 4,832,362), King (US 5,967,535) and Tang (US 6,007,031) teach wheel mounts of pertinence.

10. Any inquiry specifically concerning this communication or earlier communications from the examiner should be directed to F. Vanaman whose telephone number is 571-272-6701.

Any inquiries of a general nature or relating to the status of this application may be made through either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

A response to this action should be mailed to:

Mail Stop _____
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450,

Or faxed to:

PTO Central Fax: 571-273-8300

F. VANAMAN
Primary Examiner
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A handwritten signature in black ink, appearing to be 'F. Vanaman', with a date '3/16/07' written below it.